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UNITED STATES DISTRICT COURT

9
10 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 ONE PARCEL OF REAL PROPERTY
15 LOCATED AT 9414 PLAZA POINT DRIVE,
16 MISSOURI CITY, TEXAS 77459,

17 Defendant.

Case No. 3:20-cv-2013-RS

**REPLY DECLARATION OF ROWLAND
MARCUS ANDRADE IN FURTHER
SUPPORT OF HIS MOTION FOR A
PROTECTIVE ORDER TO PRESERVE
EVIDENCE**

*Filed concurrently with CLAIMANT
ROWLAND MARCUS ANDRADE'S
OPPOSITION TO PLAINTIFF UNITED
STATES' MOTION TO STAY*

18 ROWLAND MARCUS ANDRADE,

19 Claimant.

Judge: Hon. Richard Seeborg

Trial Date: None Set

Hearing Date: July 23, 2020, 1:30 p.m.

20 SOLMAZ ANDRADE,

21 Claimant.

22
23 WILMINGTON SAVINGS FUND SOCIETY,
24 FSB as trustee for IRP FUND II TRUST 2A,

25 Claimant.

26
27 **DECLARATION OF ROWLAND MARCUS ANDRADE**

28 I, Rowland Marcus Andrade, declare as follows:

Case No. 3:20-cv-2013-RS

REPLY DECLARATION OF ROWLAND MARCUS ANDRADE IN FURTHER SUPPORT OF
MOTION FOR A PROTECTIVE ORDER TO PRESERVE EVIDENCE

1 1. I am a party in the above-entitled action. I have personal knowledge of the facts set
2 forth herein, except as to those stated on information and belief and, as to those, I am informed
3 and believe them to be true. If called as a witness, I could and would competently testify to the
4 matters stated herein.

5 2. On October 1, 2018, I emailed The Office Squad to request contact information for
6 several individuals. The CEO of The Office Squad, Dida Clifton, responded that “Tony,” the
7 building owner and a partner with The Office Squad, had been served with a search and seizure
8 warrant from the FBI, and that the FBI had removed everything from my office. A true and correct
9 copy of those emails is attached hereto as Exhibit 1.

10 3. I then asked Ms. Clifton for more details regarding the search and seizure. She
11 provided me with a copies of the search and seizure warrant and the business cards of Agents
12 Cody Fryxell and Kelli Hodges that the government’s agents had left when they carried out the
13 seizure. A true and correct copy of Ms. Clifton’s email to me with the attached warrant and
14 business cards is attached hereto as Exhibit 2.

15 4. This month, I asked The Office Squad if they had any copies of the recordings they
16 had made back in 2018. The General Manager of The Office Squad, Dawn Beuck, responded on
17 June 10, 2020, and said that the recordings were placed on the computer that the government
18 seized in September 2018. A true and correct copy of that email is attached hereto as Exhibit 3.

19 5. On June 11, 2020, one of my attorneys, Eric Olsen, responded to Ms. Beuck to ask
20 if she would sign a declaration regarding the audio recordings. Ms. Clifton responded to that email
21 on June 15, 2020, saying The Office Squad had some phone recordings of NAC calls, but not all
22 of them. She also said that The Office Squad did not want to be involved in any of my or my
23 company’s legal disputes. A true and correct copy of Ms. Clifton’s June 15, 2020, email is
24 attached hereto as Exhibit 4.

25 6. In my previous declaration in support of the present motion, I stated that the audio
26 recordings of telephone calls included “calls with customers that would demonstrate that I took
27 steps to ensure my business operated honestly and legally, and was not a scheme to defraud.”
28 Specifically, those audio recordings would include calls that The Office Squad set up with AML

1 Bitcoin Token purchasers during which quality and assurance forms were completed to ensure
2 customers were not misled.

3
4 I declare under penalty of perjury under the laws of the United States of America that the
5 foregoing is true and correct.

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7 Executed on this 1st day of July, 2020, at Missouri City, Texas.

8
9 *R. Marcus Andrade*
10 Rowland Marcus Andrade
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